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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/752,411

01/07/2004

Karen Jackson

330499.00025

4891

27160

7590

10/11/2007

PATENT ADMINISTRATOR

KATTEN MUCHIN ROSENMAN LLP

1025 THOMAS JEFFERSON STREET, N.W.

EAST LOBBY: SUITE 700

WASHINGTON, DC 20007-5201

EXAMINER

KUDLA, JOSEPH S

ART UNIT

PAPER NUMBER

4133

MAIL DATE

DELIVERY MODE

10/11/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10752411	1/7/2004	JACKSON, KAREN	330499.00025

PATENT ADMINISTRATOR
KATTEN MUCHIN ROSENMAN LLP
1025 THOMAS JEFFERSON STREET, N.W.
EAST LOBBY: SUITE 700
WASHINGTON, DC 20007-5201

EXAMINER

Joseph S.. Kudla

ART UNIT	PAPER
1609	20071002

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Please see attached.

DETAILED ACTION

Election/Restrictions

Response to Amendment

1. The reply filed on 9/19/07 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant failed to elect a single opioid species, filler species and surfactant species as required in the restriction/election of species correspondence dated 8/22/07. Applicant is required to elect a single opioid species such as morphine from claims 135-138, filler species such as lactose from claim 150 and surfactant species such as vegetable oil from claims 139-149. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joseph S. Kudla whose telephone number is (571) 270-3288. The examiner can normally be reached on 9am-5pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Stucker can be reached on (571) 272-0911. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 1609

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JK

A handwritten signature in black ink, appearing to read 'M. Meller', followed by a long horizontal line extending to the right.

**MICHAEL MELLER
PRIMARY EXAMINER**